

prehended there is but *ten Shillings* this Currency due to the said Chief Justice for the said Warrant.

13. " That the said Chief Justice doth contrary to the Duty of his Office execute an *Officium merum et promotum* and doth instigate, promote, prosecute and carry on divers Suits and Prosecutions both civil and criminal Causes against such Persons who have any ways offended him in opposing his violent and arbitrary Measures, and the said General Assembly in Maintenance and Support of this their Charge, do particularly Charge and Alledge that Sir *Richard Everard* Baronet, Son of *Sir Richard Everard* Baronet, heretofore Governor of this Province, being a Member of the General Assembly, and having frequently mentioned and taken notice of the illegal and arbitrary Proceeding of the said Chief Justice, the said Chief Justice sometime in the Month of *June* 1738, did fill up, or cause to be fill'd up a Writ of *Capias* against the said Sir *Richard Everard*, Baronet, by the Chief Justice [23]* *philus Pugh* of *Nancemon* in *Virginia* Merchant, without the Order or Knowledge of the said *Pugh* or his Attorney, the Chief Justice having before threatened the said Sir *Richard Everard*.

14. "That one *James Castelaw* a Member of the General Assembly, and now one of the Justices of *Bertie* Court, being in Company with the said Chief Justice on the 27th Day of *July* 1737 and the said *Castelaw* having been from Time to Time made acquainted with the violent, and arbitrary Proceedings of the said Chief Justice, did in freedom tell him the said Chief Justice that the many Hardships and Grievances the People of the Province labour'd under, wou'd at length put them either under a necessity of rebelling and running away, and leaving all their Lands and Houses behind them; whereupon the said Chief Justice in a violent Passion said, and swore by God, I wish you wou'd that is what we want; thereby intimating that he wou'd be glad to see the People drove to such Extremities as to quit their Estates or forfeit the same for Treason, which indeed as they conceive wou'd be no small Advantage and Benefit to the Chief Justice.

15 " That the Chief Justice is a Person of a most violent, passionate, and revengeful Temper and Behaviour, and instead of endeavouring to curb or restrain his Passions, does on all Occasions give the utmost loose to such his Passions, and doth frequently and

*A line is here missing.